

MARY ELIZABETH TIGHE CRESPO

JUNE 30, 1960.—Ordered to be printed

Mr. EASTLAND, from the Committee on the Judiciary, submitted the following

REPORT

[To accompany H.R. 6804]

The Committee on the Judiciary, to which was referred the bill (H.R. 6804) for the relief of Mary Elizabeth Tighe Crespo, having considered the same, reports favorably thereon without amendment and recommends that the bill do pass.

PURPOSE OF THE BILL

The purpose of the bill is to waive the excluding provision of existing law relating to one afflicted with epilepsy in behalf of the wife of a U.S. citizen serviceman. Provision is made for the posting of a bond as a guarantee that the beneficiary will not become a public charge, if she is not entitled to medical care under the Dependents' Medical Care Act.

STATEMENT OF FACTS

The following information was contained in House Report No. 1813, on the bill:

The beneficiary is a 23-year-old native and citizen of Ireland, residing in England with her husband, a U.S. citizen who is stationed there with the U.S. Air Force, and their two children, also U.S. citizens. She has been found inadmissible to the United States as one afflicted with epilepsy, which she has suffered since childhood, but which is well controlled by drugs.

The facts in this case are contained in letters from the Commissioner of Immigration and Naturalization to the chairman of the Committee on the Judiciary, which read as follows:

U.S. DEPARTMENT OF JUSTICE,
IMMIGRATION AND NATURALIZATION SERVICE,
Washington, D.C., August 12, 1958.

Hon. EMANUEL CELLER,
*Chairman, Committee on the Judiciary,
House of Representatives, Washington, D.C.*

DEAR MR. CHAIRMAN: In response to your request for a report relative to the bill (H.R. 12660) for the relief of Mary Elizabeth Tighe Crespo, there is attached a memorandum of information concerning the beneficiary. This memorandum has been prepared from the Immigration and Naturalization Service files relating to the beneficiary by the New York, N.Y., office of this Service, which has custody of those files.

The bill would waive the provision of the Immigration and Nationality Act which excludes from admission into the United States aliens who are afflicted with psychopathic personality, epilepsy, or a mental defect, and would authorize the issuance of a visa and her admission to the United States for permanent residence, if she is otherwise admissible under that act. The bill would further provide that this exemption shall apply only to a ground for exclusion of which the Department of State or the Department of Justice had knowledge prior to the date of its enactment.

Sincerely,

J. M. SWING, *Commissioner.*

MEMORANDUM OF INFORMATION FROM IMMIGRATION AND
NATURALIZATION SERVICE FILES RE MARY ELIZABETH TIGHE
CRESPO, BENEFICIARY OF H.R. 12660

Information concerning the case was obtained by means of written statements furnished by the beneficiary and Jose Antonio Crespo, the beneficiary's husband, who is the sponsor of the bill.

The beneficiary, who was born on February 15, 1937, is a native and citizen of Eire. She married Jose Antonio Crespo, a citizen of the United States, on August 31, 1957, in England. She is a housewife and resides with their infant son in Suffolk, England. No information is available concerning her education or assets. The beneficiary has never been in the United States. The beneficiary's parents are citizens and residents of Eire.

According to the sponsor, the beneficiary was refused a visa by the American consul, London, England, on March 25, 1958, under section 212(a)(4) of the Immigration and Nationality Act, which excludes from admission into the United States aliens afflicted with psychopathic personality, epilepsy, or a mental defect. The committee may desire to request the Bureau of Security and Consular Affairs, Department of State, to secure information in this connection.

Jose Antonio Crespo, who was born on February 9, 1935, is a native and citizen of the United States. He has been a member of the U.S. Air Force since February 8, 1954, and is presently stationed in England. His annual income is \$3,917. No information is available concerning his assets. His mother and three sisters, who are citizens of the United States, reside in Puerto Rico. A brother, also a citizen of the United States, is on active duty with the U.S. Army in this country.

U.S. DEPARTMENT OF JUSTICE,
IMMIGRATION AND NATURALIZATION SERVICE,
Washington, D.C., July 15, 1959.

Hon. EMANUEL CELLER,
*Chairman, Committee on the Judiciary,
House of Representatives, Washington, D.C.*

DEAR MR. CHAIRMAN: This refers to H.R. 6804, 86th Congress, in behalf of Mary Elizabeth Tighe Crespo, who was also the beneficiary of H.R. 12660, 85th Congress.

Since submitted our report of August 12, 1958, the beneficiary and her husband, who is still stationed in England, became the parents of another child, a son, who was recently born in that country.

Sincerely,

J. M. SWING, *Commissioner.*

The Administrator of the Bureau of Security and Consular Affairs, Department of State, submitted the following report on this legislation:

DEPARTMENT OF STATE,
ADMINISTRATOR, BUREAU OF
SECURITY AND CONSULAR AFFAIRS,
September 10, 1959.

Hon. FRANCIS E. WALTER,
*Chairman, Subcommittee No. 1,
Committee on the Judiciary,
House of Representatives.*

DEAR MR. WALTER: I refer to your letter of August 4, 1959, transmitting a copy of H.R. 6804, 86th Congress, for the relief of Mary Elizabeth Tighe Crespo, and requesting an up-to-date report on the condition of the beneficiary's health.

There is quoted below the text of a telegram received from the American Embassy at London, England, regarding the medical prognosis of the U.S. Public Health Service doctor in Mrs. Crespo's case:

"Mary E. T. Crespo medically examined today. U.S. Public Health Service reports Crespo has suffered from idiopathic epilepsy since childhood. Well controlled by taking phenobarbital twice daily. Last attack occurred October 28, 1958, at night, but Mrs. Crespo was able perform full round

domestic work including care 5-month-old infant following day. Has had only two attacks past 3 years. There is no mental impairment such as occurs with severe and frequent attacks. No other medical grounds medical ineligibility."

Should your committee desire further data the Department shall be glad to obtain it at your request.

Sincerely yours,

JOHN W. HANES, Jr.

The committee, after consideration of all the facts in the case, is of the opinion that the bill (H.R. 6804) should be enacted.

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